

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE LUIS TAPIA MONTIEL,  
a/k/a Nelson Rodriguez,  
a/k/a Daniel Cantu,

Defendant.

INDICTMENT CR10-121 PAM/JSM

(18 U.S.C. § 1015(e))  
(18 U.S.C. § 1028A(a)(1))

THE UNITED STATES GRAND JURY CHARGES THAT:

COUNTS 1-2

(False Claim of Citizenship)

On or about dates specified below, in the State and District  
of Minnesota, the defendant,

**JOSE LUIS TAPIA MONTIEL,**  
a/k/a Nelson Rodriguez,  
a/k/a Daniel Cantu,

did knowingly and unlawfully make a false claim that he is, or at  
any time has been, a citizen or national of the United States, with  
the intent to obtain on behalf of himself any Federal or State  
benefit or service, and to engage unlawfully in employment in the  
United States, to wit: completion of an I-9 Employment Eligibility  
Verification form using a Minnesota Driver's License and Social  
Security Card in the name of the victim N.R. claiming to be a  
citizen or national of the United States; as set forth in each  
count below:

SCANNED

MAY 05 2010

U.S. DISTRICT COURT ST. PAUL

MAY 04 2010

FILED  
RICHARD D. SLETTEN, CLERK  
JUDGMENT ENTD  
DEPUTY CLERK

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COUNT	CITIZENSHIP CLAIM	DATES
1	Citizen or National of United States in I-9 Form for Employment at Select Foods	December 14, 2006
2	Citizen or National of United States in I-9 Form for Employment at Manpower	July 16, 2008

All in violation of Title 18, United States Code, Section 1015(e).

**COUNTS 3-4**

(Aggravated Identity Theft)

On or about the dates set forth below, in the State and District of Minnesota, the defendant,

**JOSE LUIS TAPIA MONTIEL,**  
a/k/a Nelson Rodriguez,  
a/k/a Daniel Cantu,

did knowingly transfer, possess, and use, without lawful authority, a means of identification of a person, to wit: date of birth and social security number during and in relation to a felony violation as enumerated in subsection (c), specifically, False Claim of Citizenship in violation of title 18, United States Code, Section

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1015(e); as set forth in each count below:

COUNT	VICTIM	DATES
3	N.R.	December 14, 2006
4	N.R.	July 16, 2008

All in violation of Title 18, United States Code, Section 1028A(a)(1).

A TRUE BILL

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UNITED STATES ATTORNEY

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FOREPERSON